

Memo to File

To: Rick de la Torre
From: Harry Smith / Joe
Date: 2/17-18
Time:

Telephone: 203-327-4500 ext. 154 [Joe]

Subject: STATUS: 10991848
10991849
10991850

Messages:

2/17-Harry Smith/ Joe G?

Wendy Hunter inventor; on maternity/personal leave through end of year; app drafted faxed 1/28 [1848] and comments requested. Greeley in contact with JRP. Re whether anyone else would be assigned to this case. Still waiting for inventors comments. The 1849 and 50 cases are closely related and should follow quickly once the 1848 has been reviewed and approved.

2/18-Joe

Follow up

JRP has been in contact with Greeley with direction to continue with applications. 1849 and 50. JRP has given go-ahead to prepare for review.

2/18--Conf. W/ JRP

JRP has informed me that he would be in contact with Wendy Hunter. He will follow up on these apps. My establishing a firm due date with Greeley is not critical at this time.

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EXHIBIT 5

Author: JERRY POTTS at HP-SanDiego,om7

Date: 2/18/2000 9:23 AM

Normal

TO: FRANK BOCKMAN at hp-sandiego.om2

CC: RICK DELATORRE at non-hp-sandiego.om2

Subject: Windy Hunter

----- Message Contents

Frank:

One of our outside counsel, David Koffsky, recently died of a massive heart attack. He was conducting 17 Right to Use searches relating to Kiku as well as writing three patent applications on the Drako User Interface.

I have re-assigned his work to his firm and will be working with two of their senior partners as well as one of their associates.

Windy Hunter is the HP lead on the three patent applications. I understand however, that she is on maturity leave. I therefore need to make arrangement with you, as her supervisor, to have the applications in process reviewed and approved prior to filing. We will also need to have Windy sign the varicus inventorship declarations, etc.

Can you please let me know who should be designated as the primary contact at HP for reviewing and approving the applications.

Cheers,

Jerry